

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TRANSPORTATION

Call to Order: Chair Steve Lavin, on February 24, 2017 at 3:30 PM, in Room 455
Capitol

ROLL CALL

Members Present:

Rep. Steve Lavin, Chair (R)
Rep. Frank Garner, Vice Chair (R)
Rep. Alan Doane (R)
Rep. Dave Fern (D)
Rep. Bruce Grubbs (R)
Rep. Jim Hamilton (D)
Rep. Denley M. Loge (R)
Rep. Wendy McKamey (R)
Rep. Ray L. Shaw (R)
Rep. Kathy Swanson (D)
Rep. Jeremy Trebas (R)

Members Excused:

Rep. George G. Kipp III, Vice Chair (D)
Rep. Bridget Smith (D)

Members Absent: None

Staff Present: Abigail Konen, Committee Secretary
Jason Mohr, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 509, 2/20/2017; HB 543, 2/21/2017
Executive Action on: HB 459; HB 471; HB 484; HB 485; HB 509; HB 512; HB 543

00:00:44 Chair Lavin

HEARING ON HB 509

Opening Statement by Sponsor:

00:01:06 Rep. Jimmy Patelis (R), HD 52, Establishing David L. Briesse Jr memorial highway.

Proponents' Testimony:

00:03:49 Mike Linder, Yellowstone County Sheriff's Office

EXHIBIT(trh41a01)

00:05:12 Valerie Juhl, Yellowstone County Sheriff's Office

00:09:04 Clay Hackbarth, Yellowstone County Sheriff's Office

00:10:33 Daniel Paris, Yellowstone County Sheriff's Office

00:11:20 Cliff Mahoney, Yellowstone County Sheriff's Office

00:12:02 Robert Armstrong, Montana Highway Patrol, (MHP)

00:12:43 Jessie Luther, Association of Montana Troopers

00:13:21 Mike Tooley, Montana Department of Transportation (MDT)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:14:29 Rep. Hamilton

00:15:03 Mike Tooley, MDT

00:16:02 Rep. McKamey

Closing by Sponsor:

00:16:52 Rep. Patelis

EXECUTIVE ACTION ON HB 509

00:18:01 **Motion:** Vice Chair Garner moved that **HB 509 DO PASS.**

Discussion:

00:18:18 Rep. Hamilton

00:18:49 Rep. Fern

00:19:29 Mike Tooley, MDT

00:19:50 Rep. Grubbs

00:20:00 Rep. Doane left the meeting

00:20:22 Rep. Shaw

00:21:10 **Vote:** Motion carried unanimously by voice vote. Rep. Doane, Vice Chair Kipp and Rep. B. Smith voted by proxy.

00:21:49 Recess

00:26:32 Reconvene

HEARING ON HB 543

Opening Statement by Sponsor:

00:26:48 Rep. Barry Usher (R), HD 40, Require transportation safety planning to consider all highway users.

Proponents' Testimony: None

Opponents' Testimony:

00:32:54 Lynn Zanto, Montana Department of Transportation (MDT)

EXHIBIT(trh41a02)

Informational Testimony: None

Questions from Committee Members and Responses:

00:38:21 Rep. McKamey
00:40:28 Lynn Zanto, MDT
00:40:42 Rep. Loge
00:42:36 Lynn Zanto, MDT
00:43:09 Chair Lavin
00:43:21 Rep. Fern
00:46:26 Lynn Zanto, MDT
00:46:54 Rep. Trebas
00:49:13 Lynn Zanto, MDT
00:49:24 Rep. McKamey
00:49:43 Lynn Zanto, MDT
00:50:17 Rep. Hamilton
00:50:36 Chair Lavin
00:51:10 Lynn Zanto, MDT
00:51:44 Rep. Loge
00:51:56 Chair Lavin
00:52:21 Rep. Hamilton
00:56:19 Rep. Usher

Closing by Sponsor:

00:57:10 Rep. Usher

01:00:47 Recess

01:03:58 Reconvene with Rep. Shaw excused

EXECUTIVE ACTION ON HB 459

01:04:09 **Motion:** Vice Chair Garner moved that **HB 459 DO PASS.**

Discussion:

01:04:20 Jason Mohr, Legislative Services Division (LSD)
01:04:47 Rep. McKamey
01:05:06 Rep. Swanson
01:05:14 Rep. Shaw joined the meeting

01:06:19 **Vote:** Motion carried unanimously by voice vote. Rep. Doane, Vice Chair Kipp and Rep. B. Smith voted by proxy.

EXECUTIVE ACTION ON HB 471

01:06:50 **Motion:** Vice Chair Garner moved that **HB 471 DO PASS.**

Discussion:

01:07:09 Jason Mohr, LSD
01:07:30 Rep. Loge
01:07:57 Vice Chair Garner
01:08:11 Rep. Shaw
01:08:20 Chair Lavin
01:08:45 Rep. Hamilton
01:09:02 Chair Lavin
01:09:09 Jason Mohr, LSD
01:09:36 Rep. Trebas

01:09:52 **Vote:** Motion carried unanimously by voice vote. Rep. Doane, Vice Chair Kipp and Rep. B. Smith voted by proxy.

EXECUTIVE ACTION ON HB 485

01:10:24 **Motion:** Vice Chair Garner moved that **HB 485 DO PASS.**

Discussion:

01:10:43 Jason Mohr, LSD
01:10:58 Vice Chair Garner

01:11:05 **Vote:** Motion carried unanimously by voice vote. Rep. Doane, Vice Chair Kipp and Rep. B. Smith voted by proxy.

EXECUTIVE ACTION ON HB 512

01:11:29 **Motion:** Vice Chair Garner moved that **HB 512 DO PASS.**

Discussion:

01:11:40 Rep. McKamey
01:12:46 Rep. Shaw
01:14:45 Rep. Loge
01:15:00 Chair Lavin
01:15:07 Rep. McKamey
01:15:18 Rep. Hamilton
01:15:30 Rep. McKamey
01:15:51 Rep. Hamilton
01:17:16 Rep. Fern
01:18:37 Vice Chair Garner
01:19:36 Rep. Loge
01:20:03 Chair Lavin
01:20:07 Vice Chair Garner

01:20:17 Rep. Grubbs
01:20:37 Rep. Shaw
01:21:43 Chair Lavin

01:21:54 **Substitute Motion:** Vice Chair Garner made a substitute motion that **HB 512 BE TABLED.**

01:22:12 Rep. Hamilton
01:22:22 Chair Lavin

01:22:39 **Vote:** Motion carried 10-2 by voice vote with Rep. Loge and Rep. McKamey voting no. Vice Chair Kipp and Rep. B. Smith voted by proxy. Rep. Doane was excused.

EXECUTIVE ACTION ON HB 543

01:23:09 **Motion:** Vice Chair Garner moved that **HB 543 DO PASS.**

Discussion:

01:23:28 Rep. Grubbs
01:23:49 Rep. Loge
01:24:37 Rep. McKamey
01:25:21 Rep. Loge
01:26:01 Rep. Fern
01:26:48 Rep. Trebas
01:27:17 Rep. Shaw
01:27:58 Chair Lavin

01:29:03 **Vote:** Motion failed 4-9 by roll call vote with Rep. Doane, Chair Lavin, Rep. Loge and Rep. McKamey voting aye. Rep. Doane, Vice Chair Kipp and Rep. B. Smith voted by proxy.

01:29:34 **Motion/Vote:** Vice Chair Garner moved that **HB 543 BE TABLED AND THE VOTE REVERSED.** Motion carried unanimously by voice vote. Rep. Doane, Vice Chair Kipp and Rep. B. Smith voted by proxy.

EXECUTIVE ACTION ON HB 484

01:30:37 Chair Lavin
01:30:48 Rep. Fern

01:30:57 **Motion:** Vice Chair Garner moved that **HB 484 DO PASS.**

Discussion:

01:31:09 Jason Mohr, LSD
01:31:44 Rep. Fern
01:32:24 Rep. Shaw
01:32:46 Chair Lavin
01:33:23 Rep. Loge
01:33:57 Rep. Hamilton

01:34:19 **Motion/Vote:** Rep. Hamilton moved that **HB 484 BE TABLED**. Motion carried 8-5 by roll call vote with Rep. Fern, Vice Chair Garner, Rep. McKamey, Rep. Shaw and Rep. Swanson voting no. Rep. Doane, Vice Chair Kipp and Rep. B. Smith voted by proxy.

01:35:49 Chair Lavin

01:35:54 Rep. Fern

01:36:28 Jason Mohr, LSD

01:36:53 Chair Lavin

01:36:57 Rep. Swanson

01:37:05 Chair Lavin

ADJOURNMENT

Adjournment: 01:37:41

Abigail Konen, Secretary

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Additional Documents:

EXHIBIT([trh41aad.pdf](#))